Interesting Works of Fiction by the Story Writers-Valuable Religious Work on the Life of Paul the Apostle.

Colonel Henry Inman and Colonel William P. Cody, better known as Buffalo Bill, have collaborated in the production of a work bearing the title of "The Great Salt Lake Trail." The book is bound uniformly with "The Old Santa Fe Trail," the front covering presenting a vague landscape with Indian tepes in the foreground. The authorship falling to "Buffalo Bill," a resident of Nebraska, and to Colonel Inman of Denver, Colo., would render the work of special interest to western readers, even if the theme in itself was not so fascinating.

That historic highway, the Great Salt

Lake trail and the many memorable events which occurred along the route, to most of us, is only an interesting legend or a fascinating tradition; and it would especially fitting that the ones participated in many of the events of picturesque this early history should be the ones to portray the many different acts of the great tragic drama enacted here in such terrible earnest a few decades ago. Colonel Cody needs no introduction to the people of this country, and even in many foreign lands "William the Buffalo," as a French paper called him, is by no means a stranger. Colonel Cody is well known to the readers of books through "The Old Santa Fe Trail" and "The Tales of the Trail," while American juvenile readers take peculiar delight in "The Ranche on the Oxhide," in which Colonel Inman pleasantly describes the lives of his own children. In appearance Colonel Inman, who was in Omaha a few days ago, is rather above medium stature, with dark flowing hair and mustache and eyes which take in everything at a glance. He bears some resemblance to Colonel Cody in younger days, and at first sight one would not suspect that he himself had seen many of the interesting events along "the trail."

The Great Salt Lake trail was first made memorable by the exodus of the Mormons from their settlements Missouri and Illinois. In the latter state they had planned a city and laid the foundations of a costly temple, when, occasioning the enmity of the people, they were forcibly driven out. Led by the indefatigable Brigham Young they resolved to attempt the almost untrodden wilderness and settle beyond the mountains, and as they then thought, out of reach of the hated gentile civilization. This lone begins led them to the shores of the great Salt lake, by whose saline waters arose the marvelous city of the same name-their Mecca. Soon the perseverance and industry of these modern argonauts brought them a golden fleece in the bountiful crops of the yellow grain which the irrigated desert farm so prodigally brought forth. From the earliest discoveries of America

it was the successive plan of coming adventurers to find a means of communication between the oceans-by water if possible. The cruel, arrogant De Soto attempted it in the southern part of the future United States in 1639-41 and dismally failed, having the requiem chanted over him by torchlight as his body was lowered into the sullen waters of the Mississippi. Mackenzie and others attempted also this transcontinental route farther north in the hope of securing control of the fur trade. Afterward the United States government fitted out the Lewis and Clark expedition. which successfully ascended the Missouri to the Oregon and returned by the same route. The tales of these expeditions are often wilder than the narratives of the renowned Marco Polo of the middle ages. The hardships of the early adventurers on exploring tours or in the fur trade, which soon assumed immense proportions and led to the establishment of numerous posts, are beyond description. Everywhere was the skulking Indian—to oppose, to betray, to torture. But if the Indian's revenge in the gift of death by the tomahawk or firebrand was insidious and treacherous, much more so was the white man's offering of firewater.

It is said that a party of trappers were the first to push westward to the shores of the Great Salt lake. General John C. Fre-mont also claims for himself the first sight of its briny waters. But true American history-making on the shores of the Great Salt lake began with the movement of the Mormons in 1847. But the "trail" assumed a more prominent position with the discovery of gold in 1849. After this wild scramble for wealth followed the mail carried by the efficient "pony express." As a standing proof of the service given it is only necessary to state that the horseback record of seven days and seventeen hours from the Missouri to Sacramento has never been excelled. As in Alaska, the thought seemed to be "where Americans are the mail will follow," and it was the pony express, under leadership of daring souls like Buffalo Bill, that made it possible.

The completion of the Pacific railroad found the long-searched-for route to the Indies and made obsolete the pony express and with it went the American desert. Everything from the Missouri to the ocean now serves for the happiness of humankind. Just eastward of the great barrier of mountains, where the billowy expanse of rolling land is irresistibly suggestive of a waste. The land now returns to prodigal other actors in the great human drama. The silent wilderness is no longer still; the solitary trapper baits his traps no more; the Indian is nearly extinct, and, as the heroes are passing away, it would seem to

CASTORIA
For Infants and Children. The Kind You Have Always Bought Bears the Chart Heteker. the The Kind You Have Always Bought

our history-making should go into permanent

STORY OF THE GREAT TRAIL form and most readers will doubtless agree book, which is inscribed to all who would that it is fortunate that a part at least of unveil and adorn that individual beauty of RIGHT-OF-WAY WILL BE GIVEN trail and are still living witnesses of the Company, New York. Cloth, \$1. scenes so well and faithfully portrayed. The MacMillan Company, Publishers, New York. Price \$3.50.

> female, are not blind to the manifold at- | Cloth. \$1.25. tractions of this world of ours. Starting from San Francisco, a fifteen days' sail brought the party to Honolulu, where they visited all the places of peculiar interest on the islands. From Honolulu to Yeddo four weeks were consumed. The author speaks very touchingly of the death of Kate Field. which occurred while the party was at Honolulu, on its outward passage. They met her on the steamer returning to Honolulu from the island of Hawaii. She was taken aboard at Kaawaloa, suffering from pneumonia, and in an almost dying condition. She was still living when the steamer arrived at Hopolulu, but ceased to breathe a few minutes after being taken ashore on a litter.

The voyage is elaborately illustrated, and from beginning to end is agreeable as well as instructive reading. Houghton, Mifflin & Co., Boston. Price, \$2.50.

Leaving behind all thought of travel and adventure and turning to works on religious topics the reader would readily single out from among many "Paul, the Man, the Missionary and the Teacher." by Orello Cone. Since the beginning of serious biblical study a profound interest has been felt in the personality, life and teachings of the | Harper & Brothers, New York. great apostle to the gentiles. This interest is not confined to bible students, but has exare attracted by the history of civilization and of liberty, and by the study of the causes which have effected the enfranchisement and progress of human thought. In view of these facts the present work ought to meet with wide circulation. A few of the chapters have already been published in The New World and The American Journal of Theology, but they have all received revisions and additions. The Mc-Millan Company, New York. Cloth, \$2.00.

The week has brought to hand a number of works of fiction of more than passing interest. Among the number might be mentioned "A Puritan Woolng," by Frank Samuel Child. The years when Jonathan Edwards, Charles Wesley and George Whitfield were firing the hearts and imaginations of the people with a new enthusiasm, are rich with literary possibilities. Mr. Child, who is a frequent fecturer before historical and patriotic societies, is among the first to delve into that age and work a portion of these resources into popular form. A "Puritan Wooing" is the story of a courtship which involved the play of intense, fanation religious feeling. Large portions of the book are vivid descriptions of actual scenes. the historic setting being accurate and painstaking. The Baker & Taylor Co., New York

The much talked about story by Stanley Waterloo has appeared at last under the title of Armageddon. Though a love story, it is of a character to attract no little attention from political thinkers as well as from the readers of romance. It is a stirring tale of love, war, and the Anglo-Saxon union. How the Nicaragua canal was torn hurriedly ross the isthmus is one of the graphic features of the book. One thing can be said of "Armageddon," which no one who reads it will feel like contradicting, and that is that it is as much out of the ordinary as he previous works by the same author. Stanley Waterloo is certainly original in his plots Rand McNally & Co., Chicago,

To the faded reader of current fiction Enoch, the Philistine," by LeRoy Hooker, appeals by reason of its broad, serious simplicity and dignity. There is none of that straining for effect so apparent in many recent novels. In an his adventures and undertakings Enoch, who tells his own story rejoices in such youthful strength, that it is possible for the reader to believe in his abilty to deal successfully with all the tasks hald upon him, from the rescue of his betrothed to the building of the great pyramid of Gizeh. The colossal labor in building the great pyramid is described with such clearness and directness as to bring the reader into close touch with the workers of an tiquity. The lover of the mystic, especially will appreciate this story of ancient Egypt the romance and the light that it throws upon the remotest antiquities of man. Rand McNally & Co., Chicago. Cloth, \$1.25.

"A World of Green Hills." by Bradford Torrey, is in some ways a charming fittle book, telling of travels in the mountain regions of Virginia and North Carolina. The writer saw much of scenery and birds, and he tells what he saw in a way to interest the reader. Bradford Torry has written before of Tennessee scenery in his "Spring Notes from Tennessee," and it is not every section of country that has such an appreciative writer to bring to the notice of the world its beauties. Hougton, Mifflin & Co., New York. Cloth, \$1.25.

After Maarten Maarten's long silence the new example of his fine literary art, to be found in his latest work, "Her Memory," will be received with peculiar interest. He billowy, tossing sea, thousands of sheep offers in his book a singularly delicate and pasture, where a few years ago was solitary sympathetic study of character. Maarten Maartens took the literary world abundance the products of ranch and field all by storm some time ago with and plain and stream and forest and mine. his fine story christened "God's Fool." During the early part of the passing half | He established himself at once in the affeccentury, and even later, there were many tions of all readers as a unique creature who daring adventures and still more daring had something to say and knew how to say rescues, noble, self-sacrificing, and hair- it in the most fascinating way. He is a breadth escapes worthy of being woven into serious story writer who sprang into promithe fabric of immortal epic. But the worthy nence when he first put his pen to paper men who lived and acted, like the brave but and who has ever since kept his work up to misunderstood Indian, are giving way to standard of excellence which he raised in the beginning. D. Appleton & Co., New York. Cloth, \$1.50.

"Fortune's Tangled Skein" is a novel by Mrs. Jeannette H. Walworth. The pride of be full time that the records of this part of the Leighton family had become a byword among their neighbors and diminished fortune only served to increase this feeling A wild but attractive younger son had left his home, harboring the deepest resentment toward his mother, who had separated him from his wife, a girl of inferior social position. The care and anxiety of managing an unprofitable estate and responsibility for the welfare of the disunited family fell upon the eldest son, who is indeed a nineteenth century hero. As a result of a singular ombination of circumstances he is accused of making away with a man who was last seen in his house and company. The unraveling of the mystery involves much ingenuity and thoroughly engages the reader's attention. The Baker & Taylor Company, New York. Cloth, \$1.25.

"The Gentle Art of Pleasing," by Elizabeth Glover, is the result of the author's were thought, during much association with young people, as to the unpopularity of some. She has noted that, although keenly conscious of social exclusion, they seldom have any inkling of its reasons. Not all these sufferers were of age or capacity to be helped by such writers on social topics as Emerson Unite or De Quincy. Heace came this little pie.

the task has fallen into the hands of men soul, sure to have been impressed by the who began their careers on the Salt lake hand of the Maker. The Baker & Taylor

"Jefferson Wildrider" is another work by Elizabeth Glover, but it differs from the former in that it aims to amuse rather than Another work that would naturally come instruct. It is a story treating New Engunder the same head as being the recital land life and character broadly, and with of travels, and to a certain extent of ad- unusual discernment of the universal eleventures, but not possessing the same local ments of human nature and the reciprocal interest, is "Corona and Coronet." This is influence of one character upon another. a narrative of the Amherst college expedition | Jefferson Wildrider is not a story told for to Japan to observe the total eclipse of the a purpose, but one put together from such sun August 9, 1896, by Mabel Loomis Todd. material as everywhere interests us in As may be imagined, it has very little to do human life, and depicted for an effect of with the scientific side of the expedition, but | reality, which should carry its own lessons. shows that star gazers, whether male or The Baker & Taylor Company, New York.

Seventy-five years ago the excellent Worcester, making a tour of Europe to collect information in regard to the "pleasing and useful science of geography" reported that the inhabitants of Sweden were "very hospitable, but inclined to excess in the use of spirituous liquors," and the two characteristics are those which chiefly force themselves upon the reader of Selma Lagerlof's "The Story of Gosta Berling." The hero is an unfrocked clergyman, who having lost his parish because of his devotion to corn brandy, becomes one of the pensioners of Ekeby, a wild company, poor men without a care. The action of story covers little more than a year, but into that space of time are corded enough banquets, suppers and wild carousals to last for a lifetime. It is so different from the general run of stories that it is worth reading even for the novelty it affords. Little, Brown & Co., Boston.

New books received: "Life and Character of General U. S Grant," by Hamlin Garland. Doubleday & McClure Co., New York.

"The Newcomers," by William Makepeace Thackeray; edited by Arthur Pendennis. "The Great Salt Lake Trail," by Colonel Henry Inman and Colonel William F. Cody. tended to a large number of persons who The MacMillan Co., New York. Cloth, \$3.50. "Social Life in the British Army," by a British officer. Harper & Brothers, New

> "The Adventurers," by H. B. Marriott Watson. Harper & Brothers, New York. "Dumb Foxglove and Other Stories," by Annie Trumbull Slosson. Harper & Brothers, New York.

"The Copper Princess," by Kirk Munroe Harper & Brothers, New York. "Rare Old Chums," by Allen Dromgoole, Dana Estes & Co., Boston.

"The Princess and Joe Potter," by Jame Otis. Estes & Lauriat, Boston. "Ben King's Verse," edited by Nixon Waterman. Forbes & Co., Chicago. Price

"Out of Mulberry Street," by Jacob / Rils. The Century Company, New York Price \$1.25. "Chatterbox," edited by J. Erskine Clarke,

Dana Estes & Co., Boston. "The Day's Work," by Rudyard Kipling. Doubleday & McClure Company, New York. Cloth. \$1.50. "The Story of Beautiful Porto Rico." by

C. H. Rector, Laird & Lee, Chicago. Price

"Shibboleth," a novel by S. Ella Wood W. B. Conkey Company, Chicago.

MATTERS IN FEDERAL COURT another Batch of Indian Witnesser Arrive to Testify Against

Accused Bootleggers.

Another lot of Indians have arrived to aploux agency in Knox county, a few mile northeast of Niobrara, and will testify against parties who are charged with sell ing liquor on the agency. They arrived Mon day night and among them was one man who has the suggestive name of Kills-the-Bliz-

Yesterday the members of the grand jury devoted the greater portion of their time to cases in which violations of the postal laws are alleged. A number of witnesses have been called, among them being some of the special agents of the government.

In the big court room, presided over by Judge Carland, the case of Allen Turpin against the Milwaukee railroad company is on trial. The plaintiff sues for \$25,000 at leged damages on account of the loss of a leg. In May, 1896, he was traveling on one of the trains of the defendant, and while up in the vicinity of Green Bay, Wis., was caught in a wreck. He blames the company for the accident and the loss of the leg. L. L. Lindsay, better known as "Bud,"

politician and ex-saloon man of Lincoln, has filed his petition with the clerk of the United States court, asking that he be declared a bankrupt and that all of his indebtedness be wiped out. He alleges that his debts aggregate something like \$10,000, while his assets and available resources consist of the equity in a couple of Lincoln city lots, which are valued at about \$900. The United States grand jury made a partial report yesterday afternoon, returning twelve indictments. One of them is

ufacturing spurious coin. He is in jail. As the other parties indicted are at large the names are not given out by Clerk Hillis. The "American Boy" Battleship. Every patriotic American hopes the school boys of the United States will succeed in their efforts to raise \$3,000,000, which will be their efforts to raise \$3,000,000, which will be used in building a battleship to be called the "American Boy." It costs great sums of money to build a warship, but you build up your health with Hostetter's Stomach Bitters at small expense. This remedy is an appetizer, tonic, blood purifier and stimulant.

against John Brown, who is accused of man-

It is for stomach, liver and bowel disorders. Contraband Schooner Seized. NEW ORLEANS, Nov. 22.—The Amer-lean schooner W. H. Swan today was selzed by the collector of customs of this port for carrying contraband goods. Besides 3,050 clgars, it had on board in concealment thircigars. It had on board in concealment thirty-seven Mauser rifles, fourteen bayonets, forty-four belts of cartridges, forty-nine boxes of cartridges, one sack of cartridges and three brass cannon. The ship cleared from San Diego for a small Georgia port and put into New Orleans in distress. When the customs inspectors boarded it they discovered the cargo. The ground is taken by the officials that not only are the ordnance and ammunition contraband by not being on the manifest, but they are the property of Spain.

Dead Robber Identified. DAGGETT, Cal., Nov. 22.—The identity of the train robber killed by Express Guard the train robber killed by Express Guard Blakely in the holdup on Friday night has been fully established. The dead man is Ignatius Eister. The sheriff's posse has returned to San Bernardino, convinced that there were only two men in the holdup. The sheriff took with him Pat Moriarity, the man found at Barstow after the special arrived there. Moriarity was seen with Eister the day before the holdup. He will be held for the crime.

Inquiry Into Postal Service. CHICAGO, Nov. 22.—Examination of rail-road officials in regard to the cost of the nois Central railroad surprised the commis-sion by declaring that the net profits of the company would be increased if no mails were carried for the government. Mr. Daly gave figures to prove his statement. His examination consumed the greater part of the session. the session

Mount Not a Candidate. INDIANAPOLIS, Nov. 21.—Governor Mount today in an interview stated positively that he was not a candidate for United States senator to succeed David Tur-

Council Said to Be Favorable to Plan of Terminal Company.

TRACKS TO OCCUPY FOURTEENTH STREET

Will Assume Burden of Litigation with Property Owners, Which Promises to Be Heavy.

There seems to be very little doubt that the city council will ultimately pass the ordinance giving to the Omaha Bridge and Terminal company the right to construct railroad tracks on North Fourteenth street and then southeast to Eighth and Capitol avenue. The move made in executive session Monday afternoon in postponing action for a week is simply intended to give additional time for the amicable settlement, if possible, of one point of contention.

prevented the passage of the ordinance was whether the Terminal company should be given the right to lay tracks on the east or the west side of North Four-teenth street. The majority of the council was in favor of permitting the tracks to be laid on the west side on the condition that they should not extend further than two feet east of the center of the street, giving a clear roadway of two feet more than half the present width of the street or thirty-two

ever, it is necessary that the Chicago, St. Paul, Minneapolis & Omaha railroad should tear up a track that it now has inside the curb line, occupying sidewalk space on that side of the street. With this track up the reported. In order to have this question peaceably settled a resolution will be passed will do this, as it has agreed to take up all tracks that have been laid without authority from the city and the track mentioned is said to be in this category. The question of whether in granting the

right-of-way the city is not really granting a franchise was also considered, inasmuch as he charter provides that a franchise can be granted only by a vote of the people. This point, however, is thought to be one that the Terminal company must solve, and, in fact, it has agreed to do so. General Webster has told the council: Manager 'We will look after all legal questions involved. Give us the right-of-way we ask for and we will take chances of establishing its legality in the courts."

DEFINITE HOPE OF NEW VIADUCT. Plans for Sixteenth Street Structure

City Engineer Rosewater, has sent a letter to the latter in which he states that the ably send revised plans and specifications duct to the city engineering department sometime this week.

The Union Pacific engineer says the delay has been the result of the mass of work the engineering department has had to accomplish and the absence of President Burt and Solicitor Kelly from the city at the same time. These two officials are expected in the city this week, and will hold conference with the engineering department of the Burlington regarding the mat-

It is reported that the only question that

In order to permit this right of way, howquestion of passing the ordinance will be settled in the minds of the councilmen, it is by the council asking the railroad to tear up the track. It is believed that the road

The company will probably have a good deal of litigation to look after, as all the indications point to a transfer of the fight from the council chamber to the courts. Even if an injunction is not secured to prevent the council from passing the ordinance, as is threatened, all sorts of legal moves are likely to be made after its passage to prevent the laying of the tracks. Plenty of such have been promised and some of them are very likely to materialize, as there are a number of objectors to the Terminal company's plan. The Chicago, St. Paul, Minneapolis & Omaha, which alleges that the proposed tracks will injure its roperty, particularly in that it will cut off approach to its warehouse; the North bottoms manufacturers, who assert they will fight any attempt to put down tracks anywhere inside the curbs on Fourteenth street; and the property owners to the southeast, who insist that the road will injure their property without adequate compensation and have formed a protective association to pear as witnesses before the United States fight the matter, are some of the elements grand jury. They come from the Santee the Terminal company will have to contend the Terminal company will have to contend

Have Been Prepared. General Engineer Berry of the Union Pacific, in response to the communication from Union Pacific and the Burlington will probfor the proposed new Sixteenth street via-

The delay of the railroads has been exasperating to city officials and members of the city council. The plans of the viaduct that were drawn up by the city engineer were sent to the railroads with the understanding that the latter would make some decision within a week or ten days. Very nearly four weeks have elapsed, however, since the roads have been in possession of the city's plans, and nothing definite has been done yet.

The present viaduct will have to be carefully examined this winter after every snow storm. The planking of the floor is in such bad condition that holes are likely to be rotted through it at any time by the mois-

That is the price we have put no a

ladies' calf skin shoe that beat the world

at that price-Lots of shoes are quoted

as calf skin-but all are not calf skin

just the same-these are the real article

-oak sole leather botton extension soles

-the new bull dog toe even at \$2.50-

These come in all sizes and all widths-

from A to EE-This shoe makes an ele-

gant shoe for this snowy weather-Can

Drexel Shoe Co.,

Omaha's Up-to-date Shoe House.

1419 FARNAM STREET

be worn without rubbers.



# **Thanksgiving** Turkey.... FOR EVERYBODY

ERY few people, even among the poorest in this great country, but have their portion of turkey on Thanksgiving Day. But there are no turkeys so perfectly roasted, so faultlessly browned and so thoroughly pala table as those cooked in a

## MAJESTIC

and in all other particulars the Majestic is equally peerless.

No Range in the world is its rual. Its points of superiority are: Its PROMPT and EVEN baking; its thorough roasting qualities, without burning, owing to the proper construction of its flues; it gives an abundance of

hot water-twice as much as any other; its ease of management; a saving of one-half the fuel, and its grand lasting qualities. It is constructed—outside of fire box—wholly of malleable iron and steel, and cannot crack, break, dent or give way. Properly treated, it will easily last a lifetime.

Treat your wife and family to a substantial luxury and have a MAJESTIC put in your kitchen in time to cook the Thanksgiving dinner. Made by the MAJESTIC MANUFACTURING CO., ST. LOUIS, MO.

#### Fourteenth and MILTON ROGERS Farnam Streets

SOLE AGENTS FOR OMAHA.

the legs of horses that pass over the struc-

Mortality Statistics. The following births and deaths were reported to the health commissioner during the twenty-four hours ending at noon yes-

Births-Sylvester Chichester, 144 North Thirty-seventh, boy; W. M. Morrisey, West Center street, girl; James England, 2768 Burt, girl; Bert Emerson, 3433 Grand avenue, girl; Frederick W. Truax, 966 North Twenty-seventh, girl; Theodore Norlen, 2412 Hamilton, boy; Carl Gustofson, 2015 Izard, boy; L. P. Johnson, 2927 Dupont, girl; Henry Hauffaire, 2325 South Eighteenth.

Deaths-Edward Mitskuff, 1118 Sherman avenue, 73 years; Eliza Clapp, 1118 South Seventh, 50 years.

Walks Must Be Kept Clear. Two gangs of men were set at work by the Board of Public Works yesterday morning in clearing the snow from the crosswalks in the down town section of the city. City Engineer Rosewater, chairman of the board, also asked Chief of Police White to notify through the policemen all citizens to clear the snow off their sidewalks, in accordance with the city ordinances.

City Hall Notes. The Board of Education, which declared its last night's meeting off on account of the inclemency of the weather, will meet

The Board of Education at its meeting on Wednesday will approve the payroll of the clerks and judges of election. The warrants will probably be forthcoming on Friday. At its next meeting the Board of Fire and Police Commissioners will pass an appropriation of \$142.62 to pay the special policemen who served on election day. The officers are paid at the rate of 25 cents am hour for the time they served.

Constipation prevents the body from rid-ding itself of waste matter. De Witt's Lit-cure sick headache, biliousness, inactive the Early Rivers will remove the trouble and liver, and clear the complexion. Small sugar-coated; don't gripe or cause nausea.

Thieving Women Locked Up. Emma Stortz and Carrie Meyers, who are suspected of having robbed a man of \$36 in a wine room at White Front saloon last Thurs-day night, were arrested yesterday morn-ing. James Meyers, husband of the Meyers

that the verdict is not sustained by sum-cient evidence.

5. Excess in the amount of recovery can-not be considered in this court when not assigned as error in the petition in error. No. 8392. Liverpool and London and Globe Insurance Company against Davis. Error from Douglas county. Affirmed. Ryan, C.

Address us for book on "COST SAVING" in buying a Range.

woman, who called at the police station for the purpose of aiding his wife to regain her freedom, was placed in a cell on the charge of vagrancy.

SUPREME COURT SYLLABI

No. 8403. Brong against Spence. Error from Seward county. Affirmed. Sullivan, J.

1. A verdict rendered on substantially conflicting evidence and approved by the trial court will not be set aside on the ground that it is not sustained by adequate proof.

a contract mide by an against fally conflicting evidence and approved by the trial court will not be set aside on the ground that it is not sustained by adequate proof.

a contract mide by an again of the falls of this authority is liable to the person with whom such contract was made, although misnformed as to its provisions.

3. One who assumes, without authority, itable in an action on such contract unless he is within its terms.

4. Where two defendants Join in a motion for a new trial and also file a Joint petition in error in this court the fudge closes error prejudicial to both.

No. 8397. Hampton against Webster. Error from York county, Reversed.

No. 8398. Hammond against Webster. Error from York county, Reversed.

2. Instructions set out in the option expression of the county of the property has desired the falls of the No. \$385. Hammond aganst Edwards. Error from Lancaster county. Affirmed. Norval, J.

1. A verdict on conflicting evidence, approved by the trial court, will not be disturbed in the appellate court.

2. Instructions set out in the opinion examined and held to be based upon the testimony and to have fairly submitted the case to the jury.

3. A vendor of real estate sent a deed to a bank to be by it held until the purchaser should pay the consideration to the vendor, when the bank was to deliver the deed. There were liens against the property which it took some time to remove. The purchaser deposited the entire consideration with the bank, conditioned that the same should be retained by it and not paid to the vendor until the liens were all removed the bank failed. Held, that the loss fell upon the purchaser.

4. Error in the assessment of the amount due will not be reviewed under an assignment in the motion for a new trial that the verdict is not sustained by sufficient evidence.

5. Excess in the amount of recovery cannot be considered in this court when not assigned as error in the petition in error.

No. \$332. Liverpool and London and Globe Insurance Company against Davis.

Franciscopic form. Douglas county. Affirmed.

For from Lancaster day of the statute above referred to, and as the estatute above referred to, and as the estatute above referred to, and as the statute above referred to, and as the estatute above referred to, and as the estatute as void husening the testing the the contr

Dr. Bull's Cough Syrup can be depended Error from Douglas county. Affirmed. On to cure promptly the severest affections. Upon the expiration of an insurance of the throat or lungs. It never fails.

### Wednesday the Last—

For we only have a few of those Midway planes left-and if they're not gone Wednesday in the river they go-but when we can quote prices such as \$67-\$115-\$127-as we are doing on planos that are all right-it isn't likely they will be here then-fact is if you want one you will have to come early-Stormy as it was we booked two yesterday-We are making terms of \$15 cash and \$8 and \$10 a month on any of these-Some elegant new planos just received.

A. HOSPE Music and Art. 1513 Douglas.



### After Thanksgiving—

The little ones will have their aches and pains as the result of the surfeiting permitted by over-indulgent parentsperhaps the older folks won't altogether escape-then you want to remember us and our business-being cut price druggists we feel sure it will be to your advantage to come here for your remedies-If you hav, a doctor bring the prescription to us-there are none so difficult but that we can fill them-Only competent pharmacists employed.

The Aloe & Penfold Co Largest Retail Drug House. 408 Farnam Street.



### The Average Boy—

Two!! (fifty)—

Wants a sled just about as much as the average mamma wants a good cook stove-Now we have sleds that go with black boys-white boys-and red-headed boys—and the prices are as numerous as the sleds—And in stoves we have the famous Jewel cook stoves at \$10-from that up-just according to the size-and the genuine Jewel steel range-steel of right weight and thickness-a sectional bottom oven-prevents warpingthus insuring perfect baking even on the thinest layer cakes-these are \$24 and up-and burn wood, hard or soft coal.

A. C. Raymer, WE DELIVER YOUR PURCHASE. 1514 Farnam Street.

